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8	UNITED STATES DISTRICT COURT
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10	CENTRAL DISTRICT OF CALIFORNIA
11	UNITED STATES OF AMERICA,
12	Plaintiff, CASE NO. 15-MJ-2346
13,	v. }
14	ORDER OF DETENTION
15	ISIDRO BACA RIVAS
16	Defendant.
17	<b>)</b>
18	· 
19	I.
20	A. ( ) On motion of the Government in a case allegedly involving:
21	1. ( ) a crime of violence.
22	2. ( ) an offense with maximum sentence of life imprisonment or death.
23	3. ( ) a narcotics or controlled substance offense with maximum sentence of
24	ten or more years.
25	4. ( ) any felony - where the defendant has been convicted of two or more
26	prior offenses described above.
27	
41	ORDER OF DETENTION AFTER HEARING (18 U.S.C. §3142(i))

28 <sub>CR-94 (06/07)</sub>

1	5. ( ) any felony that is not otherwise a crime of violence that involves a
2	minor victim, or possession or use of a firearm or destructive device or
3	any other dangerous weapon, or a failure to register under 18 U.S.C §
4	2250.
5	B. (x) On motion by the Government / ( ) on Court's own motion, in a case
6	allegedly involving:
7	( ) On the further allegation by the Government of:
8	1. (x) a serious risk that the defendant will flee.
9	2. ( ) a serious risk that the defendant will:
0	a. ( ) obstruct or attempt to obstruct justice.
1	b. ( ) threaten, injure, or intimidate a prospective witness or juror or
2	attempt to do so.
3	C. The Government ( ) is/ (x) is not entitled to a rebuttable presumption that no
.4	condition or combination of conditions will reasonably assure the defendant's
.5	appearance as required and the safety of any person or the community.
6	
.7	II.
.8	A. (x) The Court finds that no condition or combination of conditions will
9	reasonably assure:
20	1. (x) the appearance of the defendant as required.
21	( ) and/or
2	2. ( ) the safety of any person or the community.
:3	B. ( ) The Court finds that the defendant has not rebutted by sufficient evidence
4	to the contrary the presumption provided by statute.
5	
6	III.
.7	ORDER OF DETENTION AFTER HEARING (18 U.S.C. \$3142(i))

28 CR-94 (06/07)

1	The Court has considered:
2	A. the nature and circumstances of the offense charged, including whether the
3	offense is a crime of violence, a Federal crime of terrorism, or involves a minor
4	victim or a controlled substance, firearm, explosive, or destructive device;
5	B. the weight of evidence against the defendant;
6	C. the history and characteristics of the defendant; and
7	D. the nature and seriousness of the danger to any person or to the community.
8	IV.
9	The Court also has considered all the evidence adduced at the hearing and the
10	arguments and/or statements of counsel, and the Pretrial Services
11	Report/recommendation.
12	
13	V.
14	The Court bases the foregoing finding(s) on the following:
15	A. (x) As to flight risk: The charges in the instant case, lack of bail resources,
16	lack of verified information to Pretrial Services, and defendant's
17	immigration status
18	B. ( ) As to danger:
19	· · · · · · · · · · · · · · · · · · ·
20	VI.
21	A. ( ) The Court finds that a serious risk exists that the defendant will:
22	1. ( ) obstruct or attempt to obstruct justice.
23	2. ( ) attempt to/( ) threaten, injure or intimidate a witness or juror.
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27	ODDED OF DETENTION AFTER HEARING (18 II S.C. 831426)).

CR-94 (06/07)

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1	B. The Court bases the foregoing finding(s) on the following: <u>Defendant's lack</u>
2	of connection to the Central District of California; lack of bail resources or
3	verified information to Pretrial Services; and immigration status.
4	VII.
5	A. IT IS THEREFORE ORDERED that the defendant be detained prior to trial.
6	B. IT IS FURTHER ORDERED that the defendant be committed to the custody of
7	the Attorney General for confinement in a corrections facility separate, to the
8	extent practicable, from persons awaiting or serving sentences or being held in
9	custody pending appeal.
10	C. IT IS FURTHER ORDERED that the defendant be afforded reasonable
11	opportunity for private consultation with counsel.
12	D. IT IS FURTHER ORDERED that, on order of a Court of the United States or on
13	request of any attorney for the Government, the person in charge of the
14	corrections facility in which the defendant is confined deliver the defendant to a
15	United States marshal for the purpose of an appearance in connection with a
16	court proceeding.
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19	DATED: 12/16/15 Patrick J. Walsh
20	HON. PATRICK I WALSH UNITED STATES MAGISTRATE JUDGE
21	OTATED STATES WAS STATED OF
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27	ODDED OF DETENTION ABTED HEADING (1911 S.C. 83142G))